
Public Utilities Commission of the State of California

Wesley M. Franklin, Executive Director

Headquarters

505 Van Ness Avenue
San Francisco, CA 94102
(415) 703-2782

Southern California Office

320 West 4th Street, Suite 500
Los Angeles, CA 90013
(213) 576-7000

Website: <http://www.cpuc.ca.gov>

[Online Calendar Archive: http://www.cpuc.ca.gov/daily_calendar_archive/](http://www.cpuc.ca.gov/daily_calendar_archive/)

Daily Calendar Tuesday, May 29, 2001

- Regular Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification of Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/Arbitrator's Reports/
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Submissions
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications

Commission Decision and Resolution Summaries for the Conference of May 14, 2001, are included in this calendar.



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. Please see the *Notice to People With Disabilities* section on page two of this Daily Calendar for further information.

REGULAR COMMISSION BUSINESS MEETINGS

June 14, 2001	10 am	San Francisco
June 28, 2001	10 am	San Francisco
July 12, 2001	10 am	San Francisco

COMMISSION RATESETTING DELIBERATIVE MEETINGS

(Not Open to the Public)

Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.

June 11, 2001	1:30 pm	San Francisco
June 25, 2001	1:30 pm	San Francisco
July 9, 2001	1:30 pm	San Francisco

NOTICE TO PEOPLE WITH DISABILITIES

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics (also posted in the Daily Calendar on the CPUC website).

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

- e-mail: public.advisor@cpuc.ca.gov
Voice: 415-703-2074
FAX: 415-703-1758 (Attn: Public Advisor)
- TTY: 1-866-836-7825 (toll-free)
- 1-415-703-5282

NOTICES

Delivery of Formal Pleadings for Filing

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4th Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

Charge for Commission Documents

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

Commission Resources Available for Rental

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

SUBSCRIPTION INFORMATION

Subscription Notice for Draft Agenda Items

In compliance with Public Utilities Code Section 311.5, parties who wish to subscribe to receive draft agenda items may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The cost for a one-year subscription to the entire public agenda package (which excludes Executive Session materials) is \$1,000. You may also order a partial agenda package (energy agenda items only or telecommunication agenda items only) at the cost of \$500 per year. The package you receive via mail will include only those agenda items available at the time of the agenda distribution date, which is usually 10 to 12 days prior to the Commission meeting. If agenda items (including revisions) are not ready on the distribution date, they will be made available at no charge in the lobby outside the Commission Auditorium at 9:00 a.m. on the morning of the Commission meeting, but not earlier.

In addition, the Commission will make draft agenda items available for viewing and photocopying (at 20 cents per page) at the Commission's Central Files Office (Room 2002), 505 Van Ness Avenue, San Francisco, and in the Los Angeles, San Diego, and Sacramento field offices. Since the agenda package will be mailed to these locations, it will be available at these locations a day or two after the distribution date. These locations will not receive agenda items that are not ready on the distribution date.

If an agenda item is held over to a subsequent Commission meeting, that agenda item and any revisions to that agenda item that were available on the morning of the initial Commission meeting (as well as any further available revisions) will be mailed in the Escutia package for the subsequent Commission meeting; the item and its revisions will also be available for viewing and photocopying in the Commission's Central Files Office and field offices as set forth above. Intervenor who have a financial hardship determination pending or granted shall be eligible to receive draft agenda item packets at no charge.

The cost to receive the agenda only, without copies of draft agenda items, remains at \$75 per year.

Subscription Notice for Daily Calendar and/or Agenda

Parties who wish to subscribe to the Daily Calendar and/or the Agenda may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The subscription cost for the Daily Calendar is \$225 per year. The Biweekly Daily Calendar is \$50 per year. The Agenda is \$75 per year. Checks are to be made payable to the Public Utilities Commission.

COMMISSIONER OFFICE HOURS

NONE

PUBLIC MEETING & WORKSHOPS

Public Meeting

May 29, 2001 9:30 am - 11 am	TPIC 1 Crow Canyon Court, Suite 110 San Ramon
---------------------------------	--

The TDD Placement Interim Committee (TPIC) will hold its regular meeting to discuss the following: (TPIC) - Review/Approve April 26, 2001 Meeting Minutes; Review/Approve TPIC Program Reports, Financials, and Staffing; Review TTY Program equipment and Review/Vote on applications; Set Future Agenda Items; and Hear Public Comments.

The general meeting is open to the public. The Board reserves the right to limit the time allocated to public comments and each speaker. If you would like to receive an agenda or full meeting packet, please notify the TPIC office at (925) 855-3890 or e-mail

PSP_Enforcement2001@yahoo.com.

Public Meeting

May 29, 2001 11 am - 1 pm	PSP Enforcement 1 Crow Canyon Court, Suite 110 San Ramon
------------------------------	---

The Payphone Service Providers Enforcement Committee (PSPEC) will hold its regular meeting to for both the Payphone Service Providers Enforcement (PSPE) and Public Policy Payphone Program (PPPP) to discuss the following: (PSPE) - Review/Approve April 26, 2001 Meeting Minutes; Review/Approve PSPE Program Reports, Financials, and Staffing; Set Future Agenda Items; Hear Public Comments; (PPPP) - Review/Approve April 26, 2001 Meeting Minutes; Review/Approve PPPP Program Reports, Financials, and Staffing; Set Future Agenda Items; Hear Public Comments; and Review/Approve PPPP applications.

The Board will meet in Closed Session to: Review Personnel Issues. The general meeting is open to the public. The Board reserves the right to limit the time allocated to public comments and each speaker. If you would like to receive an agenda or full meeting packet, please notify the PSPE office at (925) 855-3890 or e-mail PSP_Enforcement@yahoo.com.

Public Workshop Notice

May 29, 2001 9:30 am – 4 pm and	Pacific Gas and Electric Center 851 Howard Street San Francisco
---	--

May 30, 2001
9:30 am – 4 pm

Pursuant to the May 3, 2001 Commission Decision (D.) 01-05-033, the Public Utilities Commission's Energy Division will hold a two day public workshop to facilitate public input on the allocation of funds authorized by SBX1 5 for LIEE and CARE programs administered by all energy utilities in California as well as reporting requirements for these utilities.

If you cannot attend the workshop and would like to provide written comments on the subject that may be incorporated into the workshop discussions, those comments need to be received by 4:00 p.m. on May 25, 2001, and should be mailed to:

Stephen Rutledge, CPUC, Energy Division, 4th Floor
505 Van Ness Avenue
San Francisco, CA 94102

Teleconference Information: The meeting is accessible through teleconference. To use this option, please call: 1-877-660-9795. After hearing the prompt, enter the access code 22726 followed by the pound sign (#). This location is wheelchair accessible. The meeting is open to the public.

Questions regarding the workshop should be addressed to Stephen Rutledge of the Energy Division at (415) 703-1809 (sjr@cpuc.ca.gov) or Donna Wagoner of the Energy Division at (415) 703-3175 (dlw@cpuc.ca.gov).

Public Meeting Notice – Deaf and Disabled Telecommunications Program

<i>Deaf and Disabled Telecommunications Program</i> <i>S.B. 669 Transition Plan Subcommittee</i> <i>June 4, 2001</i> <i>10 am - 3 pm</i>	<i>DDTP Office</i> <i>Conference Room</i> <i>505 14th Street, Suite 400</i> <i>Oakland</i>
---	--

The S.B. 669 Transition Plan Subcommittee of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following: I.) Discussion of SB 669 Transition Plan, II.) Discussion of Preferred Transition Plan, III.) Public Input, and IV.) Next Meeting.

Meeting Information

For more information, please contact Mary Reddington, DDTP Executive Assistant at (510) 302-1100 voice or (510) 302-1101 TTY.

Environmental Notice

People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

Public Meeting Notice – Deaf and Disabled Telecommunications Program

<i>Deaf and Disabled Telecommunications Program</i> <i>Administrative Committee</i> <i>June 5, 2001</i> <i>10 am – 4 pm</i>	<i>DDTP Offices</i> <i>Conference Room</i> <i>505 14th Street, Suite 400</i> <i>Oakland</i>
--	---

The Administrative Committee of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following: I.) Minutes of the April and May 2001 DDTPAC Meetings,

II.) Approval of Agenda, III.) Administrative Business, IV.) Financial Business, V.) Other Business, A.) Quarterly Report from Wurts & Associates, B.) Appointment of Budget Task Force, C.) Report from the SB 669 Transition Report Task Force, D.) MCI's Compliance with the FCC Requirement Regarding 911 Calls Through Relay Services, E.) Recommendation from Staff Regarding Status of DDTP Operations During Rolling Blackouts, F.) Recommendations from CRSAC's May 16 Meeting, and G.) Consideration of Interim Service Centers.

CLOSED SESSION AGENDA

Per Section 11126(a) of the Bagley-Keene Open Meeting Act, the DDTPAC will meet in closed session to receive a report from the Personnel Subcommittee regarding the evaluation of the DDTP's Executive Director.

PUBLIC SESSION

The committee will report on any action taken in closed session.

DDTPAC Meeting Information

For more information, please contact Shelley Bergum, DDTP Executive Director at (510) 302-1100 voice or (510) 302-1101 TTY.

Environmental Notice

People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

Workshop Notice/Public Meeting

*June 13, 2001
9:30 am - 3:30 pm*

and

*June 14, 2001
9:30 am - 3:30 pm*

*Mercado Apartments Conference Room
2001 Newton Avenue
San Diego*

The ULTS Marketing Board (ULTSMB) will hold its regular meeting to discuss the following: Review/Approve Meeting Minutes; Discussion of ULTSMB Staff Marketing and Outreach Activities; Review ULTSMB Project Manager's Report; Program Assessment Contract Update; Market Research Contract Update; Review and Approve Interim Marketing Program Phase II Contractor Selection; Discuss ULTSMB Activities and Timeline for 2001; CPUC Staff Report and Action Items; SB 669 Transition Plan Update; Discuss G.O. 153 Implementation; Review/Approve Petition to Modify D. 97-12-105 Regarding Board Membership Issues; Review and Approve Administrative Report and Action Items; ULTS Administrative Committee Update; Review and Approve ULTSMB Expenses for April and May 2001; Begin Developing 2001 ULTSMB Annual Report; Review ULTSMB Correspondences; Discuss Long Term ULTS Marketing Strategic Plan; Announcements; Set Future Agenda Items; and Hear Public Comments. **The ULTSMB will meeting in closed session to: Review and Approve Call Center RFP.**

The general meeting is open to the public. The Board reserves the right to limit the time allocated to public comments and each speaker. If you would like to receive an agenda or full meeting packet, please notify the ULTS Trust Office at (510) 452-2757.

Public Meeting

<i>June 14, 2001 9:30 am</i>	<i>California Public Utilities Commission 505 Van Ness Avenue, Room 3204 (Corner of Van Ness Avenue and McAllister Street) San Francisco</i>
----------------------------------	--

The CHCF-A, the CHCF-B, and the CTF Administrative Committees will hold a meeting on June 14, 2001, to discuss: 1) Introductions; 2) Public Comments; 3) Discussion/ Approval of May 14, 2001, Public Meeting Minutes; 4) CHCF-A: Discussion/Approval of Expenses and Claims, Discussion/Approval of Payment Letter(s), Status Report on Financial Condition, Budget Augmentation for FY 2001/02 Budget, Announcement of successful bidder for the CHCF-A Financial Audit; 5) CHCF-B: Review/Approval of Expenses and Claims, Review/Approval of Payment Letter(s), Status Report on Financial Condition, Review/Approval of letter to PacBell, Wirellessco LP & AT&T Communications of California regarding notification of upcoming attestation audit, Claims Status Report, Discussion/Approval of Claims Audit of Verizon of California pursuant to Resolution

T-16440, Budget Augmentation for FY 2001/02 Budget, Announcement of successful bidder for the CHCF-B Financial Audit, Announcement of successful bidder for the Attestation Examination of Pacific Bell, Wirellessco, LP, and AT& T Communications of California; 6) CTF: Review/Approval of Expenses and Claims, Review/Approval of Payment Letter(s), Status Report on Financial Condition, Review/Approval of letter to PacBell, Wirellessco LP & AT&T Communications of California regarding notification of upcoming attestation audit, Budget Augmentation for FY 2001/02 Budget, Announcement of successful bidder for the CTF Financial Audit, Announcement of successful bidder for the Attestation Examination of Pacific Bell, Wirellessco, LP, and AT & T Communications of California; 7) Executive Management Oversight and Control of Funds; and 8) Next Public Meeting Date and Agenda.

The contact person for this meeting is Hassan Mirza at (415) 703-1638.

Workshop Notice/Public Meeting

<i>June 18, 2001 1:30 pm – 4:30 pm</i>	<i>California Public Utilities Commission 505 Van Ness Avenue, Room 3204 (Corner of Van Ness and McAllister) San Francisco</i>
--	--

The Universal Lifeline Telephone Service (ULTS) Administrative Committee will meet to address the following: Review/Approve Meeting Minutes, Public Comments, Review/Approve the payment of Telephone Claims, Review/Approval ULTS/ULTS Marketing Board Expenses, Authorize Administrative Transfer, CPUC Report, G.O. 153 Implementation/Modification, SB669 Transition, Plan Update, Review/Acceptance of Amervest Report, Review Administrative Report, ULTSMB Update, Carrier Audit Update, Personnel Issues, and Annual Financial Audit Update.

This meeting is open to the public. The Board reserves the right to limit the time allocated for public comments and each speaker. If you would like to receive an agenda or meeting packet, please notify the ULTS Trust office at (510) 452-2757 or e-mail ultstrust@msn.com.

Working Group Meeting Notice - (PLEASE NOTE: THIS MEETING HAS BEEN RESCHEDULED TO JUNE 19, 2001)

June 19, 2001
9 am – 4 pm

PG&E Pacific Energy Center
851 Howard Street
San Francisco

The Reporting Requirements Manual Working Group will hold a public meeting to discuss additional Reporting Requirements that are required pursuant to D.01-05-033.

Teleconference Information: The meeting is accessible through teleconference. To use this option, please call: 1-888-269-8492 after hearing the prompt, enter the access code (#38056). Working Group participation is open to the public and the meeting is wheelchair accessible. For more information contact Mary O'Drain of PG&E at (415) 973-2317.

NOTICE OF DRAFT RESOLUTIONS (Pursuant to PU Code § 311(g))

The Telecommunications Division (TD) prepared a draft resolution (Res. T-16529) revoking the Certificates of Public Convenience and Necessity (CPCN) of 10 non-dominant interexchange carriers for failure to comply with Commission decisions. The 10 companies are the following:

1. 5117 ABC Long Distance
2. 5128 Tel Tec Exchange of Sacto
3. 5134 Vortel Communications
4. 5139 Phone Club USA
5. 5156 Telesphere Limited, Inc.
6. 5163 Westcom Long Distance, Inc.
7. 5170 Payline Systems, Inc.
8. 5185 Fone America
9. 5181 U.S. Fibercom Network
10. 5198 ATH of Van Nuys

TD attempted to contact these companies by mail, but it got no responses.

Interested parties may obtain a copy of Res. T-16529 for review and submission of written comments. A copy of the draft resolution may be obtained from and any written comments may be submitted to:

Joseph McIlvain
Telecommunications Division
California Public Utilities Commission
505 Van Ness Avenue, Room 3D
San Francisco, CA 94102

5/16/01	C01-05-048	ECP - PPG Industries, Inc. vs. Pacific Gas and Electric Company, for Exemption from Rotating Outages and Request for Temporary Stay of Rotating Outages
5/23/01	A01-05-049	Southern California Edison Company (U-338-E), for Authority to Lease Available Land on the Mandalay-Santa Clara Right of Way to Ventura Power Storage, LLC
5/23/01	A01-05-050	Southern California Edison Company (U-338-E), for Authority to Lease Available Land on the Mandalay-Santa Clara 220kV Transmission Right of Way to Montalvo Development Partners, LLC
5/24/01	A01-05-028	Amendment - VOS Transportation, LLC, for authority under section 1031 et seq., of the Public Utilities Code to operate an on-call, door-to-door, Passenger Stage Operation between the Los Angeles International Airport, the Burbank Airport, the Ontario International Airport, the John Wayne Airport, the Los Angeles Amtrak Station, the Los Angeles/Long Beach Harbors and other places of interest described in the body of the Application, on the one hand, and points in Los Angeles and Orange Counties, on the other hand; and to Establish a Zone of Rate Freedom (ZORF) under Section 454.2 et seq., of the Public Utilities Code; Amendment consists of the addition of Long Beach Airport as a service destination

PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

NONE

DRAFT DECISIONS * PROPOSED DECISIONS * ALTERNATES * PRESIDING OFFICER'S DECISION * ARBITRATOR'S REPORTS

5/9/01	A.00-11-038	Application of Southern California Edison Company (E 3338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs; and
--------	-------------	--

	A.00-11-056	Emergency Application of Pacific Gas and Electric Company to Adopt a Rate Stabilization Plan (U 39 E); and
	A.00-10-028	Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527; Proposed Decision of ALJ Walwyn
5/9/01	A.00-11-038	Application of Southern California Edison Company (E 3338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs; and
	A.00-11-056	Emergency Application of Pacific Gas and Electric Company to Adopt a Rate Stabilization Plan (U 39 E); and
	A.00-10-028	Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527; Alternate Proposed Decision of Commissioner Lynch
5/9/01	A.01-03-004	Petition of Pacific Bell Telephone Company for Arbitration of an Interconnection Agreement with Supra Telecommunications and Information Systems, Inc. Pursuant to Section 252(b) of the Telecommunications Act of 1996. Draft Arbitrator's Report or ALJ Duda. According to Rule 3.18 as set forth in Resolution ALJ 178, "Each party and any member of the public may file comments on the Draft Arbitrator's Report within 10 days of its release. Such comments shall not exceed 20 pages."
5/25/01	A.01-03-004	Petition of Pacific Bell Telephone Company for Arbitration of an Interconnection Agreement with Supra Telecommunications and Information Systems, Inc. Pursuant to Section 252(b) of the Telecommunications Act of 1996; Final Arbitrator's Report of ALJ Duda.

ADVICE LETTER FILINGS

To inquire about a filing, call the Energy Division (703-1093), Telecommunications Division (703-1889) or Water Division (703-2028).

To protest a filing, mail the original letter/telegram to the Chief of the appropriate division (i.e., "Chief, [Energy, Telecommunications or Water] Division"), to be received no later than 20 days after the date the Advice Letter was filed.

"Effective TBD" means that the date is to be determined by further Commission action. A date listed as "anticipated effective" may be subject to change. An Advice Letter Supplement is not a new filing, and there is no protest period unless indicated.

05/21/01	Telecom 2195	AT&T COMMUNICATIONS OF CALIFORNIA, INC, amended contract for Megacom 800 & 800 Readyline (effective TBD)
05/21/01	Telecom 43	GENESIS COMMUNICATIONS INT'L INC., introduction of new service (effective TBD)
05/21/01	Telecom 149	MCI METRO ACCESS TRANSMISSION SERVICES, to delete Pacifica, La Honda & Moss Beach from local calling areas Exchange or Zone (effective TBD)
05/22/01	Energy 1252G	SAN DIEGO GAS & ELECTRIC COMPANY, Implement Gas Public Purpose Program Tax Surcharge as Separate Line Item on Customers' Bills. (anticipated effective 07/01/01)
05/22/01	Telecom 21812	PACIFIC BELL, customer specific contract for ADN & HICAP service (effective TBD)
05/22/01	Telecom 3	VERIZON ADVANCED DATA, INC., to add new rule, market trails & technology tests (effective TBD)
05/22/01	Telecom 9779	VERIZON CALIFORNIA, INC., amendment to interconnection agreement - Verizon Advanced Data, Inc. (effective TBD)
05/23/01	Energy 1329E 1254G	SAN DIEGO GAS & ELECTRIC COMPANY, Revision of CARE Income Limits and CARE Eligibility Forms (anticipated effective 06/01/01)
05/23/01	Energy 635G	SOUTHWEST GAS CORPORATION, Revision of Tariffs to Reflect the Commission's Annual Adjustment of Income Criteria for Establishing Eligibility for the CARE Program. (anticipated effective 06/01/01)
05/23/01	Telecom 9	AT&T BROADBAND PHONE OF CALIFORNIA, LLC, changes service name and revises tariff (effective TBD)
05/23/01	Telecom 2196	AT&T COMMUNICATIONS OF CALIFORNIA, INC, contract for Uniplan One Rate service (effective TBD)
05/23/01	Telecom 2197	AT&T COMMUNICATIONS OF CALIFORNIA, INC, contract for State Calling, Meagcom 800 & 800 Readyline (effective TBD)
05/23/01	Telecom 29	BELL ATLANTIC COMM., INC. (DBA VERIZON), tariff revision (effective TBD)

05/23/01	Telecom 21814	PACIFIC BELL, data exchange agreement w/Competitive Communications, Inc. (effective TBD)
05/23/01	Telecom 21815	PACIFIC BELL, establish price floors for privacy manager (effective TBD)
05/23/01	Telecom 38	TALK.COM HOLDING CORP, local & long distance tariff revisions (effective TBD)
05/23/01	Telecom 9781-A	VERIZON CALIFORNIA, INC., Supplements A.L.No.9781, gov't contract (effective TBD)
05/23/01	Telecom 9787	VERIZON CALIFORNIA, INC., interconnection agreement (effective TBD)
05/23/01	Telecom 469	XO CALIFORNIA, INC., rate decrease & promotion (effective TBD)
05/24/01	Energy 3024G	SOUTHERN CALIFORNIA GAS COMPANY, Revision of the Income-Eligibility Guidelines and Submission of Revised Application Forms and Instructions for the California Alternate Rates for Energy (CARE) Program. (anticipated effective 06/01/01)
05/24/01	Energy 3025G	SOUTHERN CALIFORNIA GAS COMPANY, Submission of Long-Term Storage Contracts (anticipated effective 06/01/01)
05/24/01	Telecom 9	BELLSOUTH BSE, INC, removes residential service rates from the tariff (effective TBD)
05/24/01	Telecom 316	EVANS TELEPHONE COMPANY, surcharges (effective TBD)
05/24/01	Telecom 290	KERMAN TELEPHONE COMPANY, surcharges (effective TBD)
05/24/01	Telecom 170	PINNACLES TELEPHONE COMPANY, surcharges (effective TBD)
05/24/01	Telecom 39	TALK.COM HOLDING CORP, access tariff revision (effective TBD)
05/24/01	Water 25	CONLIN STRAWBERRY WATER CO., INC., Offset increase in the Consumer Price Index for 2000. (effective TBD)

05/25/01	Telecom 21716-C	PACIFIC BELL, Supplements A.L.No.21716, increase rates (effective TBD)
----------	--------------------	--

ADVICE LETTER PROTESTS

To inquire about a protest, call the Energy Division (703-1093), Telecommunications Division (703-1889) or Water Division (703-2028). To obtain a copy of the protest, please direct your request to the protestor.

05/24/01	Water 326	SAN JOSE WATER COMPANY, Establish a memorandum account for unanticipated expenses associated with power outages. Protest by Office of Ratepayer Advocates.
----------	-----------	--

MISCELLANEOUS TRANSPORTATION ITEMS

Filings with Rail Safety and Carriers Division

NONE

MISCELLANEOUS TELECOMMUNICATION MATTERS

NONE

TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS

5/14/01	I.99-06-036	O'Donnell – Investigation into Commonwealth Energy Corporation's operations and practices in connection with providing service as an electricity service provier under Registration No. 1092.
---------	-------------	---

ADJOURNMENTS * RESETTINGS * SUBMISSIONS

A.00-05-043	Correction to the Daily Calendar of 5/25/01 Bennet - Joint application of Southern California Water Company (U 133 W) and Peerless Water
-------------	--

Company (U 335 W) for approval of a plan of merger of Southern California Water Company and Peerless Water Company,
Evidentiary Hearing previously set for June 5 reset for June 7

I.00-11-002 Brown - Order Instituting Investigation into the adequacy of the Southern California Gas Company's and San Diego Gas & Electric Company's (SDG&E) gas transmission systems to serve the present and future gas requirements of SDG&E's core and noncore customers,
Evidentiary Hearing held and continued to May 30

R.93-04-003 Jones – Rulemaking on the Commission's own motion to govern open access to bottleneck services and establish a framework for network architecture development of dominant carrier networks,

I.93-04-002
(Line Sharing Phase) Jones – Investigation on the Commission's own motion into open access and network architecture development of dominant carrier networks,
Workshop held and no report given

REMOVALS FROM CALENDAR

NONE

NEW SETTINGS	A.00-10-045	(PPH) – Application of San Diego Gas & Electric Company (U 902-E) for an Order Implementing Assembly Bill 265,
6/11/01 ALJ Wetzell Comr Wood	A.01-01-044	(PPH) - Application of San Diego Gas & Electric Company (U-902-E) for Authority to Implement an electric rate surcharge to manage the balance in the Energy Rate Ceiling Revenue Shortfall Account,
	1:00 p.m.	San Diego Concourse Copper Room 200 C Street San Diego, CA
	7:00 p.m.	El Cajon Community Center 195 East Douglas El Cajon, CA,

	1:00 p.m.	(also June 12) Country Inn Hotel 35 Via Pico Plaza San Clemente, CA,
	7:00 p.m.	CA Center for the Arts, Escondido 340 North Escondido Blvd. Escondido, CA
6/11/01 ALJ DeBerry Comr Wood	10:00 a.m. R.99-11-022	(EH) – Order instituting rulemaking into implementation of PU Code 390, Commission Courtroom, San Francisco (also June 12-14)

LAW AND MOTION

Law and Motion Hearings are held before **Administrative Law Judge Victor Ryerson** at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

5/08/01	10:00 a.m.	NONE SCHEDULED
5/15/01	10:00 a.m.	NONE SCHEDULED
5/22/01	10:00 a.m.	NONE SCHEDULED

FINAL ORAL ARGUMENTS

NONE

HEARINGS

Dates in parentheses following the word "also" are subject to change without notice. The assigned Commissioner's name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

(PHC) = Prehearing Conference

(FOA) = Final Oral Argument

(EH) = Evidentiary Hearing**(WS) = Workshop****(PPH) = Public Participation Hearing****(FPH) = Full Panel Hearing****(IAM) = Initial Arbitration Meeting****(AH) = Arbitration Hearing****(M) = Mediation****(CA) = Closing Argument**

5/29/01	9:30 a.m.	(EH) – Application of San Diego Gas & Electric Company (U 902-E) for an order implementing Assembly 265,
ALJ Wetzell	A.00-10-045	
Comr Wood		
	A.01-01-044	(EH) – Application of San Diego Gas & Electric Company (U 902-E) for authority to implement an electric rate surcharge to manage the balance in the energy rate ceiling revenue shortfall account, Scottish Rite Center The Square and Compass Rooms 1895 Camino del Rio South San Diego, CA (also May 30 at 9:30 a.m.)
5/30/01	10:00 a.m.	(EH) – Order Instituting Investigation into the adequacy of the Southern California Gas Company’s and San Diego Gas & Electric Company’s (SDG&E) gas transmission systems to serve the present and future gas requirements of SDG&E’s core and noncore customers,
ALJ Brown	I.00-11-002	Commission Courtroom, San Francisco (also May 31; and June 1, commencing 9:30 a.m. to 3:30 p.m. on subsequent days)
Comr Bilas		
5/30/01	10:00 a.m.	(PHC) – In the Matter of the application of Southern California Gas Company for authority pursuant to Public Utilities Code Section 851 to sell cushion gas in its Aliso Canyon and La Goleta Storage fields. (U 904 G),
ALJ Wong	A.01-04-007	Commission Courtroom, San Francisco
Comr Lynch		
6/4/01	10:00 a.m.	(PHC) – Investigation into Long Distance Charges, Inc., Least Routing, Inc., National Telecommunications, Inc., Future Telecommunications, Inc., and Tel-Save, Inc., and Ned Gershenson and Doris Fisher in their individual and controlling officer and/or shareholder capacities,
ALJ McKenzie	A.00-01-018	Commission Courtroom, San Francisco
Comr Wood		
6/4/01	10:00 a.m.	(EH) – Utility Consumers’ Action Network vs. San Diego Gas & Electric (U 1001 C),
ALJ Brown	C.00-08-040	

Comr Wood		San Diego State Office Building 1350 Front Street, Room B-102 San Diego, CA (also June 5 – 6 at 9:30 a.m. – 3:30 p.m.)
6/5/01 ALJ Thomas Comr Wood	10:00 a.m. A.00-09-028	(PHC) – In the matter of the application of Verizon California, Inc., (U-1002-C) for approval to transfer intrastate advanced data service assets to Verizon Advanced Data Inc., Commission Courtroom, San Francisco
6/5/01 ALJ Bennett Comr Duque	9:00 a.m. to 1:00 p.m. A.00-05-043	(EH) - Joint application of Southern California Water Company (U 133 W) and Peerless Water Company (U 335 W) for approval of a plan of merger of Southern California Water Company and Peerless Water Company, Evidentiary Hearing held and continued to June 5
6/6/01 ALJ Barnett Comr Wood	10:00 a.m. A.00-07-043 (Phase I)	(EH) – Application of Pacific Gas and Electric Company (U 39 E) for authority, among other things, to increase rates and charges for electric service effective on January 1, 2001, Commission Courtroom, San Francisco (also June 7 – 8)
6/6/01 ALJ Walker Comr Duque	1:30 p.m. A.00-11-053	(PHC) - Application of Del Oro Water Co., Inc. (U-61-W) for a determination by the Commission that certain main extension agreements between itself and others are neither invalid nor fail to comply with the Utility's Rule 15 and/or the Commission's decisions, rules, and regulations pertaining to water main extension agreements, Commission Courtroom, San Francisco
6/7/01 ALJ Bennett Comr Duque	9:00 a.m. to 1:00 p.m. A.00-05-043	(EH) - Joint application of Southern California Water Company (U 133 W) and Peerless Water Company (U 335 W) for approval of a plan of merger of Southern California Water Company and Peerless Water Company, State Office Building 320 West 4th Street, Suite 500 Los Angeles, CA
6/8/01 ALJ Carew	10:00 a.m. A.01-05-003	(PHC) – In the matter of the application of Pacific Gas and Electric Company Annual Earnings Assessment Proceeding (AEAP) for approval of energy efficiency shareholder incentives for 2000 program year

accomplishments, 2000 accomplishments for pre-1998 programs, second claim for incentives for the 1999 accomplishments for pre-1998 programs, and third claim for incentives for the 1996 program year accomplishments,

- A.01-05-009 **(PHC)** – In the matter of the application of Southern California Edison Company for approval of energy efficiency and low income energy efficiency performance incentives for 2000 program year accomplishments, the second installment of demand-side management and low income shareholder incentives for the 1999 program year, and the third installment of demand-side management shareholder incentives for the 1996 program year (U 338-E),
- A.01-05-017 **(PHC)** – In the matter of the application of Southern California Gas Company for authority to increase its gas revenue requirements to reflect its accomplishments for demand-side management program years 1996 and 1997, energy efficiency program year 2000, and low-income program years 1999 and 2000 in the 2001 Annual Earnings Assessment Proceeding (“AEAP”) (U 904-G),
- A.01-05-018 **(PHC)** – In the matter of the application of San Diego Gas & Electric Company for approval of incentives associated with its accomplishments for demand-side management program year 1996, energy efficiency program year 2000, low income program years 1999 and 2000 in the 2001 Annual Earnings Assessment Proceeding (AEAP),
- A.00-05-002 **(PHC)** – In the matter of the application of Southern California Gas Company (U 904-G) for authority to increase its gas revenue requirements to reflect its accomplishments for demand-side management program years 1995 and 1997, energy efficiency program year 1999, and low-income program years 1998 and 1999 in the 2000 Annual Earnings Assessment Proceeding (“AEAP”),
- A.00-05-003 **(PHC)** – In the matter of the application of San Diego Gas & Electric Company for approval of incentives associated with its accomplishments for demand-side management program year 1995, energy efficiency program year 1999, and low income program years

1998 and 1999 in the 2000 Annual Earnings Assessment Proceeding (“AEAP”) (U 902-M),

A.00-05-004 **(PHC)** – In the matter of the application of Annual Earnings Assessment Proceeding (AEAP) of Pacific Gas & Electric Company for approval of energy efficiency shareholder incentives for 1999 program year accomplishments, 1999 accomplishments for pre-1998 programs, second claim for incentives for 1998 accomplishments for pre-1998 programs, and third claim for incentives for the 1995 program year accomplishments, (U 39 M),

A.00-05-005 **(PHC)** – In the matter of the application of Southern California Edison Company (U 338-E) for approval of energy efficiency and low income energy efficiency performance incentives for 1999 program year accomplishment, the second installment of demand-side management shareholder incentives for the 1995 program year,
Commission Courtroom, San Francisco

6/11/01 A.00-10-045 **(PPH)** – Application of San Diego Gas & Electric Company (U 902-E) for an Order Implementing Assembly Bill 265,
ALJ Wetzell
Comr Wood

A.01-01-044 **(PPH)** - Application of San Diego Gas & Electric Company (U-902-E) for Authority to Implement an electric rate surcharge to manage the balance in the Energy Rate Ceiling Revenue Shortfall Account,

1:00 p.m. **San Diego Concourse Copper Room
200 C Street
San Diego, CA**

7:00 p.m. **El Cajon Community Center
195 East Douglas
El Cajon, CA,**

1:00 p.m. **(also June 12)
Country Inn Hotel
35 Via Pico Plaza
San Clemente, CA,**

7:00 p.m. **CA Center for the Arts, Escondido
340 North Escondido Blvd.
Escondido, CA**

6/11/01 ALJ DeBerry Comr Wood	10:00 a.m. R.99-11-022	(EH) – Order instituting rulemaking into implementation of PU Code 390, Commission Courtroom, San Francisco (also June 12-14)
6/11/01 ALJ Barnett Comr Duque	2:00 p.m. A.96-10-038	(PHC) – Joint Application of Pacific Enterprises, Enova Corporation, Mineral Energy Company, B Mineral Energy Sub and G Mineral Energy Sub for approval for a plan for merger of Pacific Enterprises and Enova Corporation with and into B Energy Sub (“Newco Pacific Sub”) and G Energy Sub (Newco Enova Sub (“Newco Enova Sub”), the wholly-owned subsidiaries of a newly created holding company, Mineral Energy Company, Commission Courtroom, San Francisco
6/12/01 ALJ Vieth Comr Bilas	2:00 p.m. C.88-03-016	(OA) – The City of St. Helena vs. Napa Valley Wine Train, Inc., Commission Auditorium, San Francisco
6/12/01 ALJ Patrick Comr Brown	10:00 a.m. A.99-12-025	(EH) - Application of Valencia Water Company (U 34 W) seeking approval of its Updated Water Management Program as ordered in Commission Resolution W-4154 dated August 5, 1999, Commission Offices State Office Building 320 West 4th Street, Suite 500 Los Angeles, CA (also June 13)
6/13/01 ALJ Rosenthal Comr Bilas	10:00 a.m. A.01-02-021	(EH) – In the matter of the application of Blue & Gold Fleet, L.P., a limited partnership, to increase fare levels for the transportation of passengers in vessel common carrier service and to establish a Zone of Rate Freedom for common carrier transportation services, Commission Courtroom, San Francisco (also June 14 – 15)
6/14/01 ALJ Vieth Comr Bilas	11:00 a.m. C.00-10-022	(PHC) – Tower Communications, Inc. vs. NextLink California, LLC, Commission Courtroom, San Francisco (also (EH) June 22 at 9:00 a.m.)
6/15/01 ALJ Barnett	11:00 a.m. C.01-04-018	(ECP) – Steven Marshall vs. Pacific Bell, Commission Courtroom, Los Angeles

**State Office Building
320 West 4th Street, Suite 500
Los Angeles, CA**

6/15/01 12:00 Noon
ALJ Barnett C.01-04-017

**(ECP) – Michael Secrest vs. Pacific Bell,
Commission Courtroom, Los Angeles
State Office Building
320 West 4th Street, Suite 500
Los Angeles, CA**

6/15/01 12:30 p.m.
ALJ Barnett C.01-04-035

**(ECP) – Constant Bryant, Jr. vs. Pacific Bell,
Commission Courtroom, Los Angeles
State Office Building
320 West 4th Street, Suite 500
Los Angeles, CA**

6/15/01 2:00 p.m.
ALJ Barnett C.01-04-037

**(ECP) – Jennifer Pelaez, Richard Pelaez vs. Southern
California Edison Company,
Commission Courtroom, Los Angeles
State Office Building
320 West 4th Street, Suite 500
Los Angeles, CA**

6/18/01 10:00 a.m.
ALJ Gottstein I.00-11-001
Comr Lynch

**(EH) – Order instituting investigation into
implementation of Assembly Bill 970 regarding the
identification of electric transmission and distribution
constraints, actions to resolve those constraints, and
related matters affecting the reliability of electric
supply,
Commission Courtroom, San Francisco
(also June 19-22 at 9:00 a.m. to 1:00 p.m., June 25
at 10:00 a.m. to 4:00 p.m., and June 26-28 at 9:00
a.m.to 1:00 p.m.)**

6/18/01 10:00 a.m.
ALJ Barnett A.00-10-008
Comr Wood

**(EH) – Application of San Diego Gas & Electric
Company (U 902-E) in the Third Annual Transition
Cost proceeding addressing (1) the Transition Cost
Balancing Account (TCBA), and (2) the
reasonableness of San Diego Gas & Electric
Company's energy procurement practices,
Commission Courtroom, San Francisco
(also June 19 – 22)**

6/20/01 10:00 a.m.
ALJ Vieth A.00-09-048
Comr Duque

**(EH) – In the matter of the application of the Southern
California Water Company (U 133 W) for authority to
establish a lifeline rate for residential domestic water
service in Region III,**

**Commission Courtroom, San Francisco
(also June 21)**

6/25/01 ALJ Thomas Comr Bilas	2:00 p.m. and 7:00 p.m. A.00-07-001 (two sessions)	(PPH) – Application of Sierra Pacific Power Company for approval of a proposed distribution performance-based ratemaking mechanism supported by a cost of service study, City of South Lake Tahoe Council Chambers 1900 Lake Tahoe Boulevard South Lake Tahoe, CA
6/25/01 ALJ Barnett Comr Bilas	10:00 a.m. A.01-01-021	(EH) – Application of Southern California Gas Company (U 904 G) in compliance with Resolution G-3304 and of Southern California Gas Company and San Diego Gas & Electric Company (U 902 G) to consolidate their gas supply portfolios, Commission Courtroom, San Francisco (also June 26 – 29)
6/27/01 ALJ Allen Comr Lynch	10:00 a.m. A.01-04-012	(PHC) – Conditional application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity authorizing the construction of the Los Banos-Gates 500 kV transmission project, Commission Courtroom, San Francisco
7/10/01 ALJ Jones Comr Bilas	10:00 a.m. R.93-04-003	(EH) – Rulemaking on the Commission’s own motion to govern open access to bottleneck services and establish a framework for network architecture development of dominant carrier networks,
	I.93-04-002 (Permanent Line Sharing Phase)	(EH) – Investigation on the Commission’s own motion into open access and network architecture development of dominant carrier networks, Commission Courtroom, San Francisco (also July 11)
7/11/01 ALJ Rosenthal Comr Bilas	10:00 a.m. A.01-02-026	(EH) – In the matter of the application of Catalina Red & White Cruises, Inc., a California corporation for a Certificate of Public Convenience and Necessity to operate as a vessel common carrier between Long Beach and Los Angeles (San Pedro), California on the one hand and all points and places on Santa Catalina Island on the other hand, and between all points and places at and within three miles of Santa Catalina Island; request for interim operating authority,

(PREHEARING MEET & CONFER) –Order instituting investigation into the adequacy of the Southern California Gas Company’s and San Diego Gas & Electric Company’s (SDG&E) gas transmission systems to serve the present and future gas requirements ofSDG&E’s core and noncore customers,

7/13/01 10:00 a.m.
ALJ Brown I.00-11-002
Comr Bilas (Phase II)

7/13/01 11:00 a.m.
ALJ Barnett C.01-01-047
Comr Brown

7/30/01 9:00 a.m.
ALJ Jones R.93-04-003
Comr Bilas

**I.93-04-002
(Permananet Line
Sharing Phase)**

8/22/01 10:00 a.m.
ALJ O'Donnell A.01-03-026
Comr Duque

9/11/01	10:00 a.m.
ALJ Walker	A.00-06-023
Comr Bilas	

(EH) – In the matter of the application of Southern California Gas Company regarding year six (1999-2000) under its experimental gas cost incentive mechanism and related gas supply matters, Commission Courtroom, San Francisco (also September 12 – 14)

COMMISSION MEETING OF MAY 14, 2001

Commissioners Present:

Loretta M. Lynch, President

Henry M. Duque

Richard A. Bilas

Carl W. Wood

Geoffrey F. Brown

- | | | |
|----------|------------|---|
| 05/14/01 | D01-05-041 | A00-11-055 - 360networks (USA) Inc., application under Section 853 of the Public Utilities Code for modification of the procedures by which non-dominant interexchange carriers and competitive local exchange carriers seek and obtain Commission authority under Section 851 of the Public Utilities Code to transfer assets or interests in telecommunications facilities. Denied. This proceeding is closed. |
| | D01-05-042 | A01-02-009 - Big Hill Water Co., dba Big Hill Water Company (Big Hill) and Tuolumne Utilities District (TUD), joint application of Big Hill Water Company, a California Corporation, to sell, and the Tuolumne Utilities District, a County Water District, to buy, water systems in Tuolumne County. Granted. This proceeding is closed. |
| | D01-05-043 | C00-12-047 (ECP) - D.C. Logan vs. Pacific Bell Telephone Company for inappropriate telephone services. Denied. This proceeding is closed. |
| | D01-05-044 | A00-10-021 - Competisys Corporation, for a certificate of public convenience and necessity to provide facilities-based and resale competitive local exchange telecommunications services and intrastate interexchange telecommunications services within the State of California. Granted. This proceeding is closed. |
| | D01-05-045 | A01-02-003 - Signal Telecom Corp., for a Certificate of Public Convenience and Necessity to Provide Facilities-Based and Resale Competitive Local Exchange Services within the California Service Areas of Pacific Bell and GTE California, Inc. Granted. This proceeding is closed. |
| | D01-05-046 | A00-12-013 - Alameda Corridor Transportation Authority, for an Order Authorizing the Construction or Alteration of Three Railroad Grade Separations and |

Thirty Five Highway Grade Separations, all located between the Route 91 on ramp (CPUC Crossing Number 114-10.61-A) in the South and 25th Street (CPUC Crossing Number 114-0.70-A) in the North within the cities of Compton, Lynwood, South Gate, Huntington Park, Vernon, Los Angeles, and/or Unincorporated Portions of the County of Los Angeles, in the State of California. **Granted, as set forth. This proceeding is closed. This order is effective 30 days from the date of issuance.**

D01-05-047 A00-12-024 - The National Railroad Passenger Corporation (Amtrak), for authority/order to construct, operate and maintain new at grade crossings of Adeline Street, CPUC Crossing No.901-6.14-C and Chestnut Street, CPUC Crossing No.901-6.2-C, City of Oakland, County of Alameda. **Granted as set forth. This proceeding is closed. This order is effective 30 days from the date of issuance.**

D01-05-048 A00-12-036 - Alameda Corridor Transportation Authority, for an Order authorizing the construction of five railroad tracks underneath the proposed Del Amo Boulevard grade separation structure (CPUC number 114-12.40-A) in the County of Los Angeles, California. **Granted as set forth. This proceeding is closed. This order is effective 30 days from the date of issuance.**

D01-05-049 A00-12-038 - Alameda Corridor Transportation Authority, for an Order authorizing the construction of four railroad tracks and the relocation of the Union Pacific Railroad East Long Beach lead, underneath the existing Los Angeles Metropolitan Transportation Authority Blue Line Structure (CPUC number 114-11.40-AT) in the County of Los Angeles, California. **Granted as set forth. This proceeding is closed. This order is effective 30 days from the date of issuance.**

D01-05-050 A01-01-002 - Alameda Corridor Transportation Authority, for an order authorizing the construction of four railroad tracks underneath the existing E. 223rd Street structure (CPUC number 114.14.03-A) in the City of Carson, California. **Granted as set forth. This proceeding is closed. This order is effective 30 days from the date of issuance.**

- D01-05-051 A00-10-034 - Southern California Edison Company, for authority to lease available land on the El Nido-Sepulveda-Culver 66 KV subtransmission right of way to International Garden Center, Inc. **Granted. This proceeding is closed.**
- D01-05-052 A00-10-035 - Southern California Edison Company, for authority to lease available land on the El Nido-Sepulveda-Culver 66 KV Subtransmission Right of Way to The Great Sepulveda Car Wash, LLC. **Granted. This proceeding is closed.**
- D01-05-053 C98-03-023 - Gina Guillamun DiResta vs. Esprit de Sol Apartments, for improper sub-metering charges. **Dismisses complaint for lack of jurisdiction. This proceeding is closed.**
- D01-05-054 A98-05-019 - San Diego Gas & Electric Company (SDG&E), for Authority (i) to Increase its Authorized Return on Common Equity, (ii) to Adjust its Existing Ratemaking Capital Structure, (iii) to Adjust its Authorized Embedded Costs of Debt and Preferred Stock, (iv) to Decrease its Overall Rate of Return, and (v) to Revise its Electric Distribution and Gas Rates Accordingly, and for Related Substantive and Procedural Relief. A98-05-021, A98-05-024 - Related matters. **Grants the petitions to modify D99-06-057 filed by the Office of Ratepayer Advocates, Southern California Edison Company, and San Diego Gas & Electric Company to delay the utilities' 2002 cost of capital proceedings because the current crisis prevents an accurate assessment of risk. These proceedings are closed.**
- D01-05-055 A01-03-045 - McLeodUSA Telecommunications, Services, Inc., for a Certificate of Public Convenience and Necessity to Provide Limited Facilities-Based and Resold Local Exchange Telecommunications Services in California. **Granted. This proceeding is closed.**
- D01-05-056 A00-02-039 - Metromedia Fiber Network Services, Inc. (MFNS), for Modification of its Certificate of Public Convenience and Necessity to Comply with the California Environmental Quality Act. **Interim decision – grants, in part, the petition of MFNS for modification of D00-09-039 to include in the**

approval of a San Francisco Bay Area and Los Angeles Basin fiber optic project approval of 80 additional project modifications. These modifications may be constructed subject to mitigation measures designed to protect the environment. The Commission defers the other aspects of MFNS' Petition for Modification to a later decision.

D01-05-057 A00-09-020 - Pacific Gas and Electric Company (PG&E), for an order modifying D87-09-056 (A87-08-008) and authorizing it to issue short-term debt securities in an aggregate principal amount of \$2,692,638,219 in excess of that authorized by Public Utilities Code Section 823(c). A00-10-029 – Related matter. **Dismisses the petitions to modify decision D00-10-065 and D00-12-064 filed by PG&E. These proceedings are closed.**

D01-05-058 I98-12-012 - Order Instituting Investigation on the Commission's own motion into the rates, charges, and practices of water and sewer utilities providing service to mobilehome parks and multiple unit residential complexes and the circumstances under which those rates and charges can be passed to the end user. Reviews information obtained about current practices of owners/operators of mobilehome parks (MHPs) and multiple unit residential complexes (multi-unit apartments) that bill tenants for water and sewer services separately from rent. Reviews the extent of the Commission jurisdiction under existing law and limitations of CPUC oversight. **Finds, among other things, that whether an MHP or multi-unit apartment is a public utility subject to CPUC regulatory control depends on whether it satisfies the statutory definition of a public utility as that definition has been interpreted by the courts. Finds that if it is a private entity selling (or reselling) water or sewer services for compensation – the express statutory requirement – and it has dedicated its property to public use as required by case law, and if it does not qualify for an express legislative exemption from CPUC control, then more likely than not, the MHP or multi-unit apartment would be determined by the Commission to be a public utility, subject to its control. With one limited exception, if a MHP or**

multi-unit apartment selling or reselling water or sewer services is not deemed a public utility, the Commission has no jurisdiction to regulate its rates and services. This proceeding is closed. Cmmr. Duque dissented. Cmmr. Bilas dissented.

- D01-05-059 A99-09-029 - Pacific Gas and Electric Company (PG&E), for a certificate of public convenience and necessity authorizing the construction of the Northeast San Jose Transmission Reinforcement Project. **Granted as set forth. This proceeding is closed.**
- D01-05-060 A00-10-045 - San Diego Gas & Electric Company (SDG&E), for an Order Implementing Assembly Bill 265. A01-01-044 - Related matter. **Interim Opinion – Implements a portion of Assembly Bill (AB) X1 43 (Stats. 2001, Ch.6), which was approved by Governor Gray Davis on April 11, 2001. This proceeding shall remain open to consider further implementation of ABX1 43 and other remaining unresolved issues.**
- D01-05-061 I01-04-002 - Order Instituting Investigation whether Pacific Gas and Electric Company, Southern California Edison Company, San Diego Gas & Electric Company, and their respective holding companies, PG&E Corporation, Edison International, and Sempra Energy, respondents, have violated relevant statutes and Commission decisions, and whether changes should be made to rules, orders, and conditions pertaining to respondents' holding company systems. **Interim Opinion - Recategorizes this proceeding from the quasi-legislative to the ratesetting category.**
- D01-05-062 A99-12-012 – MCI WorldCom, Inc. and Sprint Corporation, for approval to transfer control of Sprint Corporation's California operating subsidiaries to MCI WorldCom, Inc. **Modifies Decision D01-02-040 as set forth and denies rehearing of D01-02-040, as modified.**
- D01-05-063 A00-11-038 – Southern California Edison Company, for authority to institute a rate stabilization plan with a rate increase and end of rate freeze tariffs. A00-11-056, A00-10-028 – related matters. **Denies application for rehearing of D01-04-005 by CE**

Generation.

D01-05-064 A00-11-038 - Southern California Edison Company (SCE), for authority to institute a rate stabilization plan with a rate increase and end of rate freeze tariffs. A00-11-056, A00-10-028 - Related matters.
Interim Order - Responds to the energy crisis that has burdened California's consumers and economy for the past twelve months by adopting rates for various types of customers, applying a rate design to existing electric energy revenue needs for the purchase and supply of electricity by the California Department of Water Resources, Pacific Gas and Electric Company and SCE, and expediting the allocation among customers of the three-cent-per-kilowatt-hour average rate increase adopted on March 27, 2001. Cmmr. Bilas filed a dissent. Cmmr. Duque filed a dissent.

EXECUTIVE ORDERS SIGNED

05/21/01	D01-05-065	A01-04-005 - Telstar International, Inc., dba Telstar Long Distance, Inc., for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. Granted. This proceeding is closed.
	D01-05-066	A01-04-004 – Pioneer Telecom, Inc., for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. Granted. This proceeding is closed.
	D01-05-067	A01-04-008 – Quick Tel, Inc., for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. Granted. This proceeding is closed.
	D01-05-068	A01-04-006 – United Networks International, Inc., dba Interactive Communications, Inc., for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013. Granted. This proceeding is closed.
05/22/01	D01-05-069	A01-04-024 – Telis Communications Group, Inc., for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public

Utilities Code Section 1013. **Granted. This proceeding is closed.**

RESOLUTIONS SIGNED ON

COMMISSION MEETING OF MAY 14, 2001

Commissioners Present:

Loretta M. Lynch, President

Henry M. Duque

Richard A. Bilas

Carl W. Wood

Geoffrey F. Brown

- ALJ-176-3063 Ratification of preliminary determinations of category for proceedings initiated by application. The preliminary determinations are pursuant to Article 2.5, Rules 4 and 6.1 of the Commission's Rules of Practice and Procedures. **Adopted as set forth in the attachments.**
- T-16530 Advice Letter 6 of NorthPoint Communications, Inc. Requests approval to transfer substantially all of its useful assets to AT&T Corporation pursuant to the requirements of Section 851 of the Public Utilities Code. **Granted as set forth. The protest of Toward Utility Reform Network is rejected in part.** (Comrs. Duque & Bilas will file a joint partial dissent.)
- W-4254 Donner Lake Water Company. Requests approval to establish a memorandum account to track the costs of legal fees, accounting fees, and other charges in association with a lawsuit filed with the Donner Lake Village Homeowners Association. **Denied.** Requests approval for a memorandum account to track prospectively the regulatory expense including legal and accounting fees associated with the processing of A.00-12-011. **Granted as set forth.**

NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the "Filing of Notice of Denial of Request for Ex Parte Meeting." The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission's Central Files Office at 505 Van Ness Avenue, Room 2002, San

Francisco; telephone (415) 703-2045. Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

NONE

NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

NONE

NOTICE OF EX PARTE COMMUNICATIONS

Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

05/24/01 A99-10-036 Southern California Gas Company, for authority to sell certain intellectual property known as energy marketplace.

Summary: AUGMENTATION REQUIRED. On May 21, 2001, Judy Peck, Sempra Energy State Regulatory Relations Administrator, met with Laura Krannawitter, advisor to Cmmr. Duque, David Gamson, advisor to Cmmr. Brown, and Robert Kinonian, advisor to Cmmr. Lynch, in three separate meetings. At the meeting with David Gamson also present was Belinda Gatti, advisor to Cmmr. Brown. Lee Schavrien, Director, Sempra Energy Regulatory Case Management, participated in all three meetings. Peck stated that Southern California Gas Company (SoCalGas) is very concerned that the draft decision would find a willful violation of a Commission order. Schavrien emphasized SoCalGas' sincere attempts to clarify Commission intent with regard to D99-02-059. Schavrien requested that the Commission revise the draft decision to reflect SoCalGas' failure to remove the electricity platform from the Energy Marketplace web site as a misunderstanding, rather than action taken with "clear knowledge that it was operating without Commission approval."

Filer: Southern California Gas Company

Contact: Renee Le Camus

Phone: (415) 202-9986

e-mail: rlecamus@sempra.com

05/24/01 R93-04-003 Commission order instituting rulemaking on Commission's own motion to govern open access to bottleneck services and establish a framework for network architecture development of dominant carrier networks.

I93-04-002	Commission order instituting investigation on the Commission's own motion into open access and network architecture development of dominant carrier networks.
R95-04-043	Order Instituting Rulemaking on the Commission's Own Motion Into Competition for Local Exchange Service.
I95-04-044	Order Instituting Investigation on the Commission's Own Motion Into Competition for Local Exchange Service.

Summary: On May 22, 2001, Karen Potkul, Vice President, Regulatory and External Affairs, XO California, Inc. (XO), met with Cmmr. Brown in San Francisco. Also present were Robert Wullenjohn, advisor to Cmmr. Brown, and Melissa Waksman, Director, Regulatory, XO. Potkul and Waksman explained that XO was continuing to experience many of the problems with Pacific Bell (PacBell). XO's representatives also stated that XO has continued to meet with Pacific weekly to try to resolve these issues; however, the meetings have not been successful. XO relayed that PacBell rejected XO orders for DS3 enhanced extended links (EELs) on the basis that PacBell did not support that product. XO stated that XO discovered that PacBell was offering DS3 EELs to other carriers, but when XO brought this to PacBell's attention PacBell made unreasonable, unwarranted demands on XO before PacBell would provide DS3 EELs to XO. XO also emphasized that until these service and provisioning problems are resolved and until certain critical proceedings are completed the Commission should not consider PacBell's request for entry into the intrastate long distance market.

Filer: XO California, Inc.

Contact: Amber Sharland

Phone: (949) 417-7476

05/24/01	A01-01-021	Application of Southern California Gas Company in compliance with Resolution G-3304 and of Southern California Gas Company and San Diego Gas & Electric Company to consolidate their gas supply portfolios.
	A01-02-015	City of Long Beach, Petition for Modification of Resolution G-3044 (in the matters of Southern California Gas Company advice letters 2978, 2978-A, 2979, and 2979-A requesting emergency temporary tariff deviations for its core service and its core subscription service respectively).

Summary: On May 21, 2001, Marcel Hawiger, staff attorney for The Utility Reform Network (TURN), talked by telephone with Thomas Long, advisor to Cmmr. Lynch. Written materials filed in this proceeding were used. Hawiger stated that the change to Southern California Gas Company's (SoCalGas) procurement rates presented in the draft decision represents an approximately 8-10% increase in procurement costs for SoCalGas' core customers. Hawiger stated that during the prehearing conference TURN recommended that at least two conditions be required before Long Beach's relief is granted, namely, the purchase of additional storage assets and a date certain for termination of core subscription status. Hawiger stated that TURN recommends that the Commission further examine the implications of the draft decision.

Filer: The Utility Reform Network

Contact: Raka Bhattacharya

Phone: (415) 929-8876, ex. 307
